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UNITED STATES PATENT AND TRADEMARK OFFICE

Board of Patent Appeals and Interferences

PERKINS COIE, LLP PATENT-SEA P.O. BOX 1247 SEATTLE, WA 98111-1247 Appeal No: 2007-2398

Appellant: Ken Alan Berkun et al.

09/876,943 Application No.

Hearing Room: В

Hearing Docket:

(1:4 T)

Hearing Date: Tuesday, August 07, 2007

Hearing Time: 09:00 AM Location:

Madison Building - East Wing 600 Dulany Street, 9th Floor.

Alexandria, Virginia 22313-1450

NOTICE OF HEARING CONFIRMATION: REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquires, please contact the Clerk of the Board at 571-272-9797 (2)

The application involved in this appeal has been published. Accordingly, the hearing in this appeal is open 2. 3. H. SEST NE 1 1007875, 04. 1 to the public.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (country copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available. Rendform Enddrag - Das North

BPAI HEARINGS FAX No: (571) 273-0299

USPTO Central Fax No: (571) 273-8300

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Board of Patent Appeals and Interferences United States Patent and Trademark Office P.O. BOX 1450

In all communications relating to this appeal, I lease identify the appeal by its number.

CHECK ONE: CHEARING ATTENDANCE CONFIRMED 1 (1) HEARING ATTENDANCE WAIVED

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/J. Mason Boswell/

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Signature of Attorney/Agent/Appellant Date: 130

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Perkins Coje

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Carlo Spania

(206) 359-8338

RE: Appeal No. 2007-2398

Christine A. Hurdle

U.S. Patent Application No. 09/876,943

Confirmation of Hearing attached; appellant herein requests that the hearing by conducted by telephone. Should anything further be required, please let us know.

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